UNITED STATES BANKRUPTCY COURT FOR THE EASTERN DISTRICT OF VIRGINIA **Richmond Division**

| In re: |) | |
|-----------------------------------|---|-----------------------|
| |) | |
| CIRCUIT CITY STORES, INC., et al, |) | Case No. 08-35653-KRH |
| |) | Chapter 11 |
| Debtors. |) | Jointly Administered |
| |) | • |

VERIFIED STATEMENT PURSUANT TO RULE 2019 OF THE FEDERAL RULES OF BANKRUPTCY PROCEDURE **CONCERNING MULTIPLE REPRESENTATION**

MercerTrigiani LLP, pursuant to Rule 2019 of the Federal Rules of Bankruptcy Procedure, files this Verified Statement in connection with the Firm's representation of multiple creditors of the Debtors in these jointly administered cases ("the Debtors").

- 1. MercerTrigiani LLP ("MercerTrigiani") is a firm engaged in the practice of law with offices in Virginia, including an office at 16 South Second Street, Richmond, 23219.
- 2. MercerTrigiani was retained to represent entities listed herein in the present bankruptcy case.
- 3. MercerTrigiani is local counsel for Dicker Warmington Properties, a California Limited Partnership ("Dicker-Warmington"), a creditor of the Debtors, and the lessor of certain leased premises located in Calumet City, IL. Dicker Warmington has a claim in this case for rent and related costs, expenses and fees.
- 4. MercerTrigiani is local counsel for Roy and Joanne Eisner ("the Eisners") in this Chapter 11 proceeding. The Eisners have filed a claim for damages related to an incident on April 8, 2009, at the Circuit City store in Bristol, Pennsylvania, as a result

- of intentional acts and the negligence of Circuit City and its officers, directors, employees and/or agents. The Debtors have filed an Objection to the Eisners' claim, and MercerTrigiani has filed a Response to that Objection.
- 5. MercerTrigiani represents JWC Loftus Developments ("Loftus"), a creditor of the Debtors, and the lessor of certain leased premises located in Boulder, Colorado.
 Loftus has administrative and other claims in this case. The Debtors have filed an Objection to the claims of Loftus, and MercerTrigiani has filed Responses thereto.
- 6. MercerTrigiani is local counsel for Mitsubishi Digital Electronics America, Inc. ("Mitsubishi"), a creditor of the Debtors. Mitsubishi supplied goods to the Debtors prior to the filing of these consolidated cases. The Debtors have objected to Mitsubishi's claims, and MercerTrigiani has filed Responses on behalf of Mitsubishi.
- 7. MercerTrigiani is local counsel for Renukaben S. Naik ("Ms. Naik"), a creditor of the debtors. Ms.Naik has a prepetition general unsecured claim against the Debtors for personal injuries. The Debtors have filed an Objection to Ms. Naik's claim, and MercerTrigiani has filed a Response to that Objection.
- 8. MercerTrigiani is local counsel for Onkyo USA Corporation ("Onkyo"), a creditor of the Debtors. Onkyo supplied goods to the Debtors prior to the filing of these consolidated cases. The Debtors have objected to Onkyo's claims, and MercerTrigiani has filed Responses on behalf of Onkyo.
- All of the parties identified herein have been informed of, and have consented to,
 MercerTrigiani's representation of multiple parties in this matter.
- 10. All of the parties identified herein will compensate MercerTrigiani for its representation of them in this case.

I, Philip C. Baxa, an attorney with the firm of MercerTrigiani, declare under penalty of perjury that the foregoing is true and correct.

Submitted: November 9, 2009

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Counsel for the Parties Listed Herein

CERTIFICATE OF SERVICE

I hereby certify that on November 9, 2009, the foregoing Verified Statement was filed electronically with the Clerk of Court using the CM/ECF system, and that a copy was sent by regular mail, postage prepaid, to the following:

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/s/ Philip C. Baxa

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